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SEP 05 2006

Practitioner's Docket No. D-1147 R1

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Jay Paul Drummond, et al.  
Application No.: 09/966,909  
Filed: September 27, 2001  
Confirm. No.: 5701  
Title: Automated Banking Machine  
System And Method

Art Unit: 3624

Primary Examiner: Alain L. Bashore

Mail Stop Appeal Brief - Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD  
OF PATENT APPEALS AND INTERFERENCES (37 C.F.R. 41.31)

Appellants hereby request reinstatement of their appeal pursuant to 37 C.F.R. § 41.31.  
Appellants hereby appeal to the Board the decision of the Primary Examiner, mailed June 7, 2006,  
regarding rejected claims 1-20.

## 1. STATUS OF APPLICANT

This application is on behalf of other than a small entity.

## 2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. 41.20(b)(1), the fee for filing the Notice of Appeal is:

Other than a small entity \$500.00

Previously paid Notice of Appeal fee \$500.00

Notice of Appeal fee due \$0.00

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The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

**4. TOTAL FEE DUE**

The total fee due is:

Notice of Appeal fee \$0.00

**TOTAL FEE DUE \$0.00**

**5. FEE PAYMENT**

A fee (\$500) has already been paid for a previously filed Notice of Appeal. If necessary, please apply the previously paid fee herein.

**6. FEE DEFICIENCY**

If any additional extension and/or fee is required, this is a request therefor and to charge Account No. 09-0428 (Diebold Self-Service Systems).

If any additional fee for claims is required, charge Account No. 09-0428 (Diebold Self-Service Systems).

**SIGNATURE OF PRACTITIONER**

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